

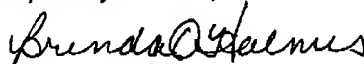
Appl. No. 09/644,221  
Amdt dated 11/11/2004  
Reply to Office Action of 10/08/04

### REMARKS

The foregoing amendment amends independent claims 10, 18, 26, 43, 51, and 59, as well as dependent claim 38. The amendments to the independent claims clarify that the claimed invention uses measured path characteristics, as well as inferred path characteristics, to route traffic. The amendment to claim 38 corrects its dependency.

Upon entry of the foregoing amendment, it is believed that all of the claims include allowable subject matter and thus, a notice of allowance is respectfully requested. If there are any issues that can be resolved via a telephone conference, the Examiner is invited to contact the undersigned at 404.685.6799.

Respectfully submitted,



Brenda O. Holmes  
Reg. No. 40,336  
Attorney for Applicant's Assignee

KILPATRICK STOCKTON LLP  
1100 Peachtree Street, Suite 2800  
Atlanta, Georgia 30309-4530  
Receptionist (404) 815-6500  
Direct (404) 685 6799  
Fax (404) 541 3244

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☐ FADED TEXT OR DRAWING
- ☐ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☒ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**